Bell 76-3-75-01-10

ZONING ORDINANCE NO. Z-04-75

An Ordinance amending Section 24, Article V of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, pertaining to filing fees for the Plan Commission and Board of Zoning Appeals.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE. INDIANA:

SECTION 1. Section 24 of Article V of the Fort Wayne Municipal Code, Chapter 36, is hereby repealed and in lieu thereof a new Section 24 of Article V of the Fort Wayne Muncipal Code, Chapter 36, is hereby enacted as follows:

Section 24. Filing Fees.

- A. For each application for an improvement location permit, the sum of Five (\$5.00) Dollars to be paid to and collected by the Zoning Enforcement Officer.
- B. For each application for a certificate of occupancy, the sum of Five (\$5.00) Dollars to be paid to and collected by the Zoning Enforcement Officer.
- C. For each petition for an appeal from the decision of the Zoning Enforcement Officer to the Board of Zoning Appeals, a fee of Fifty (\$50.00) Dollars to be paid to and collected by the Zoning Enforcement Officer, the receipt for which shall accompany the petition.
- D. For each application for the approval by the Commission for a preliminary development plan for a "B2" Regional Shopping Center Development, a "B2A" Neighborhood Shopping Center Development, and "MHP" Mobile Home Park District, and "IA" Interchange Access Center Development, and a multiple-family or multiple-group development in "RA" or "RB" Districts, a fee of Seventy-Five



 (\$75.00) Dollars, to be paid to and collected by the City Controller, the receipt for which shall accompany the application. In addition to the aforesaid filing fee in those cases where a public hearing is to be held, and following a determination of the mailing and newspaper publication notice cost, the applicant shall pay and/or reimburse said cost to the Commission, in full, prior to said public hearing.

E. For each application for an amendment of a final plan or approval by the Commission of a final development plan for a "B2" Regional Shopping Center Development, a "B2A" Neighborhood Shopping Center Development, and a "IA" Interchange Access Center Development, a fee of Seventy-Five (\$75.00) Dollars if the gross floor area is ten thousand (10,000) square feet or less; if the gross floor area is more than ten thousand (10,000) square feet the fee shall be increased One (\$1.00) Dollar for every one thousand (10,000) square feet of floor area in excess of ten thousand (10,000) square feet, not to exceed a total fee of Two Hundred Twenty-Five (\$225.00) Dollars, to be paid to and collected by the City Controller, the receipt for which shall accompany the application.

F. For each application for an amendment of a final plan or approval by the Commission of a final development plan for a "MHP" Mobile Home Park District, or a multiple-family or multiple-group development in an "RA" or "RB" District, a fee of Fifty (\$50.00) Dollars if the amendment, district or development contains not more than fifty (50) mobile home lots or dwelling units and an additional fee of One and 50/100 (\$1.50) Dollars for each mobile home lot or dwelling unit in excess of fifty (50), to be paid to and collected by the City Controller, the receipt for which shall accompany the application.

- G. For each petition for amendment to this chapter, a fee of Fifty (\$50.00) Dollars to be paid to and collected by the City Controller, the receipt for which shall accompany the petition.
- H. No part of any filing fee paid pursuant to this section shall be returnable to the applicant or petitioner.

SECTION 2. If any part, parts, section, sections, provision, clause or portion of this ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this ordinance as a whole or any part, section, clause, provision, or portion of this ordinance.

SECTION 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Councilman

Read the first time in full and on motion by	Bunus, seconded by
V. Achnudh, and duly adopted, read the second	nd time by title and referred
to the Committee on High ulation	(and the City Plan
Commission for recommendation) and Public Hearing to	be held after due legal notice,
at the Council Chambers, City-County Building, Fort W	ayne, Indiana, on,
theday of,	197, at
o'clock P.M., E.S.T.	0/ 1 111
Date: 1-14-75.	CITY CLERK
Read the third time in full and on motion by	/
	adopted, placed on its passage.
Passed (BOST) by the following vote:	adoptod, pizota on 105 passage.
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SCHMIDT, V.	
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TALARICO	B
DATE: 3-11-75	eseles W. Wtesterman
	CITY CLERK
Passed and adopted by the Common Council of the (
as (Zoning Map) (General) (Annexation) (Special) (Appr	/-
(Resolution) No. $3-04-75$, on the // M	0 (ay of 1973
Charles W. Utesterman	James Street
CITY CLERK	PRESIDING OFFICER
Presented by me to the Mayor of the City of Fort	Wayne, Indiana, on the 🔑 🥕
day of March , 1975	, at the hour ofo'clock
M.,E.S.T.	
<u>- Gl</u> o	CITY CLERK
Approved and signed by me this 12th day of	
at the hour of 4.30 o'clock . M., E.S.T.) 1115,
3 3333	Il dist
	MAYOR

Mole w. s. Hotel

Bill No. Z-75-01-10	
REPORT OF THE COMMITTEE ON REGULATIONS	
We, your Committee on Regulations to whom was referred an Ordinance	
amending Section 24, Article V of Chapter 36 of the Municipal Code	
of the City of Fort Wayne, Indiana, pertianing to filing fees for the	
. Plan Commission and Board of Zoning Appeals	
v	
have had said Ordinance under consideration and beg leave to report back to the Common	
Council that said Ordinance OO PASS.	
Eugene Kraus, Jr Chairman Eugene Maush.	
John Nuckols - Vice-Chairman John Muckels	
Vivian G. Schmidt Tirigm H. Schmid	-
Paul M. Burns Jan Borns	
Donald J. Schmidt	
CONCURRED IN	

DATE 3-11-75 CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION

BE IT RESOLVED that the Fort Wayne City Plan Commission request that the Fort Wayne City Council act on the attached ordinance concerning an amendment to the ZONING ORDINANCE BOOK. This is an ordinance amending Section 24, Article V of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, pertaining to filing fees for the Plan Commission and Board of Zoning Appeals.

BE IT FURTHER RESOLVED that a public hearing was held on this amendment at the Plan Commission meeting held December 16, 1974: AND,

BE IT FURTHER RESOLVED that said resolution and said ordinance was approved and adopted by the City Plan Commission.

Certified and signed this 24th day of February, 1975.

Charles N. Hall Secretary Hall

RESOLUTION

BE IT RESOLVED that the Fort Wayne City Plan Commission request that the Fort Wayne City Council introduce the attached ordinance concerning an amendment to the ZCNING ORDINANCE BCCK. This is an ordinance amending Section 24, Article V of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, pertaining to filing fees for the Plan Commission and Board of Zoning Appeals.

BE IT FURTHER RESOLVED that a public hearing was held on this amendment at the Plan Commission meeting held December 16, 1974; and,

BE IT FURTHER RESOLVED that said resolution and said ordinance were approved and adopted by the City Plan Commission.

Certified and signed this 2nd day of January, 1975.

Thomas J. Offerl



City Clerk Memorandum

To	Gary Baeten - City Plan Date 3-7-75
From	Charles W. Westerman - City Clerk
Subject	Appearance before Common Council - March 11, 1975

COPIES TO:

RE: BILL NO. Z-75-01-10

AN ORDINANCE amending Section 24, Article V of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, pertaining to filing fees for the Plan Commission and Board of Zoning Appeals

Your presence is requested on March 11, 1975, at 7:00 o'clock P.M., Room 124, by the members of the Common Council in regard to Bill No. Z-75-01-10.

It is also requested that you bring along any materials or information that you may have which will help the Council in its decision regarding the above bill.

Charlie

Number assigned by Dave Keller's Office: # 3605 Admn. Appr. DIGEST SHEET
TITLE OF ORDINANCE An amendment to the Zoning Ordinance Book 3-75-01-/0 Community Development and Planning / Division of Long Range Planning and Zoning
SYNOPSIS OF ORDINANCE An ordinance amending Section 24, Article V of Chapter
36 of the Municipal Code of the City of Fort Wayne, Indiana, pertaining
to filing fees for the Plan Commission and Board of Zoning Appeals.
EFFECT OF PASSAGEFiling fee change for the Plan Commission and Board of
Zoning Appeals.
EFFECT OF NON-PASSAGE Filing fees would remain the same.
MONEY INVOLVED (Direct Costs, Expenditures, Savings)none

ASSIGNED TO COMMITTEE (J. N.)



CITY OF FORT WAYNE

FORT WAYNE, INDIANA

CHARLES W. WESTERMAN CITY CLERK

March 14, 1975

Miss Helen Libbing Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, Indiana 46802

Dear Miss Libbing:

24

Please give the attached full coverage on the dates of March ${\mathcal M}$ and March ${\mathcal M}$, 1975, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council of Fort Wayne, Indiana

Bill No. G-75-03-06

General Ordinance No. G-05-75

Bill No. G-75-02-16

General Ordinance No. G-04-75

Bill No. Z-75-03-06 Zoning Ordinance No. Z-04-75

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman City Clerk

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CWI/ne ENCL: 3

General Form No. 99 P (Rev 1967) State Board of Accounts of Fort Wayne NEWS-SENT INEL. Dr FORT WAYNE, INDIANA County, Ind. PUBLISHER'S CLAIM fatter (Must not exceed two actual lines, neither of which shall total more han four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines 1 umber of lines 165 umber of lines 3 imber of lines 169 otal number of lines in notice ARGES columns wide equals 169 equivalent lines at .288¢ . 48.67 charge for notices containing rule or tabular work (50 per cent of above 1.50 extra proofs of publication (50 cents for each proof in excess of two) 50.17 OTAL AMOUNT OF CLAIM ING COST Size of type $.5\frac{1}{2}$ point single column 11 ems of insertions 2 Size of quad upon which type is cast $...5\frac{1}{2}$ ision and penalties of Ch. 89, Acts 1967, the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just art of the same has been paid. V. E. Gerken , 19 . 75 Clerk Title PUBLISHER'S AFFIDAVIT State of Indiana ALLEN County ss: Personally appeared before me, a notary public in and for said county and state, the undersigned V.E.Gerken who, being duly sworn, says that She is Clerk NEWS-SENTINELnewspaper of general circulation printed and published COPY OF in the English language in the city of ... FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly time S. the dates of publication being as follows: 3/17-24/75 My commission expires October 25, 1975

Form Prescribe	d by State Board of Acco	unts	111	General Form No. 99 P (Rev 1967)
Common Cour	ncil of Fort Wayn Governmental Unit)	е	ToNEW	S-SENT INEL Dr.
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ision of a final development pi 'B2" Regional Shopping Cent	an	My commission expires	October 25, 1975	THORK

LECAL MORIOR	1					
Notice is hereby given that on the 11th day of March, 1975, the Common Coun- cil of the City of Fort Wayne, Indiana,						
in a Regular Session dld pass the follow- ing Bill No. Z-75-01-10, Z-04-75 Zoning Ordinance, to-wit: Bill No. Z-75-01-10	ate Boaru of Accou	unts	Genera	al Form No. 99 P (Rev. 1967)		
Zoning Ordinance No. Z 0475 An Ordinance amending Section 24, Article V of Chapter 36 of the Municipal Code of the City of Fort Wayne, in- diana, pertaining to filing fees for the Plan Commission and Board of Zoning Appeals.	f Fort Wayne	1111	To JOURNAL-GAZ	ZETTE Dr.		
diana, pertaining to filling fees for the Plan Commission and Board of Zoning Appeals. Be it ordained by the Common Coun-			10	Dr.		
cil of the City of Fort Wayne, indiana: SECTION 1. Section 24 of Article V of the Fort Wayne Municipal Code, Chap- ler 36, is hereby repealed and in lies	County	, Ind.	FORT WAYNE	, INDI AN A		
thereof a new Section 24 of Article V of the Fort Wayne Municipal Code, Chap- ter 36, is hereby enacted as follows: Section 24, Filling Fees		PUBLISHER'S	CLAIM			
Pilot. Commission and Beard of Zoning Bei I ordained by the Common Coulcil of the City of Fort Wayns. Indians: SECTION 1, Section 2 of Article V of Section 2 of Article V of the Fort Wayns Municipal Code, Chapter Section 2.4 Filing Fees. A. For each application for an Improvement Coding permit, the sum of collected by the Zoning Enforcement Officer.	A E					
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affect the validity or constitutionality of this ordinance as a whole or any part, section, clause, provision, or portion of this ordinance.	, 1975		Title	CLERK		
SECTION 3. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof. EUGENE KRAUS	- 1	PUBLISHER'S AFFI	DAVIT			
Read the third time in Councilman tion by Kraus, seconded by Scand on mo- tion by Kraus, seconded by Scand on the and duly adopted, placed on its passage. PASSED by the following vote: Ayes: Eight, Burns, Hinga, Kraus, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico		Personally appeared befor	e me, a notary public in and fo	or said county and state, the		
PASSED by the following vote: Ayes: Eight, Burns, Hinga, Kraus, Nuckols, D. Schmidt, V. Schmidt, Stier,		that she is	CLERK	who, being duly sworn, says		
Talarico Nays: None Absent: One, Moses Date: 3-11-75		JOURNAL-				
CHARLES W. WESTERMAN City Clerk Passed and adopted by the Common Council of the City of Fort Wayne, in-	COPY OF LENT HERE	in the English language in	the city of FORT WAYNE	ulation printed and published		
diana, as Zoning Map Ordinance No. Z- 04-75 on the 11th day of March, 1975, ATTEST: (Seal) Charles W. Westerman, City Clerk;	ENT HERE	in state and county aforesal	d, and that the printed matter at said paper for 2 time S	ttached hereto is a true copy,		
Ages S. Bight Burn. Hings, Kraus. Arabet. Ster. Talarico. We see that the see that		as follows: 3/17-24/		me dates of publication being		
o'clock A.M., E.S.T. CHARLES W. WESTERMAN City Clerk Approved and signed by me this 12th		Til	0	, 8 XII		
Approved and signed by me this 12th day of March, 1975, at the hour of 4:30 o'clock P.M., E.S.T. IVAN A. LEBAMOFF Mayor		Subscribed and sworn to be	efore me this 24th	March 75		
i, Charles W. Esterman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and fore going is a full, true and complete copy of Zoning Ordinance No. 24475 passed by the Common Council on the 11th day of March, 1975, and that said Ordinance was duly signed and approved by the Mayor on the 12th day of March, 1975.				ary Public Semile		
of Zoning Ordinance No. Z-04-75 passed by the Common Council on the 11th day of March, 1975, and that said Ordinance, was duly signed and approved	Severa	My commission expires.	otober 25, 1975	N. Contraction		
	- Co					
and now remains on file and on record in my office. WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of March, 1975. CHARLES W. WESTERMAN City Cierk	C. M. K.					

SEAL 3-17-24

	Form Prescribed by State Boaru of Accounts						General Form No. 99 P (Rev. 1967			
Common Council of Fort Wayne (Governmental Unit)				yne	17.5	То	JOURN/	AL-GAZET	TE	Dr
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